

# Union Calendar No. 210

106TH CONGRESS  
1ST SESSION

# H. R. 2140

[Report No. 106–369]

To improve protection and management of the Chattahoochee River National Recreation Area in the State of Georgia.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 10, 1999

Mr. DEAL of Georgia (for himself, Mr. COLLINS, and Mr. LEWIS of Georgia) introduced the following bill; which was referred to the Committee on Resources

OCTOBER 7, 1999

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on June 10, 1999]

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## A BILL

To improve protection and management of the Chattahoochee River National Recreation Area in the State of Georgia.

1 *Be it enacted by the Senate and House of Representa-*

2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. FINDINGS AND PURPOSES.**

4 *(a) FINDINGS.—Congress finds that—*

1           (1) *the Chattahoochee River National Recreation*  
2           *Area in the State of Georgia is a nationally signifi-*  
3           *cant resource;*

4           (2) *the Chattahoochee River National Recreation*  
5           *Area has been adversely affected by land use changes*  
6           *occurring inside and outside the recreation area;*

7           (3) *the population of the metropolitan Atlanta*  
8           *area continues to expand northward, leaving dwin-*  
9           *dling opportunities to protect the scenic, recreational,*  
10          *natural, and historical values of the 2,000-foot-wide*  
11          *corridor adjacent to each bank of the Chattahoochee*  
12          *River and its impoundments in the 48-mile segment*  
13          *known as the “area of national concern”;*

14          (4) *the State of Georgia has enacted the Metro-*  
15          *politan River Protection Act to ensure protection of*  
16          *the corridor located within 2,000 feet of each bank of*  
17          *the Chattahoochee River, or the corridor located with-*  
18          *in the 100-year floodplain, whichever is larger;*

19          (5) *the corridor located within the 100-year*  
20          *floodplain includes the area of national concern;*

21          (6) *since establishment of the Chattahoochee*  
22          *River National Recreation Area, visitor use of the*  
23          *recreation area has shifted dramatically from water-*  
24          *borne to water-related and land-based activities;*

1           (7) *the State of Georgia and political subdivi-*  
2           *sions of the State along the Chattahoochee River have*  
3           *indicated willingness to join in a cooperative effort*  
4           *with the United States to link existing units of the*  
5           *recreation area through a series of linear corridors to*  
6           *be established within the area of national concern and*  
7           *elsewhere on the river; and*

8           (8) *if Congress appropriates funds in support of*  
9           *the cooperative effort described in paragraph (7),*  
10          *funding from the State, political subdivisions of the*  
11          *State, private foundations, corporate entities, private*  
12          *individuals, and other sources will be available to*  
13          *fund more than half the estimated cost of the coopera-*  
14          *tive effort.*

15          (b) *PURPOSES.—The purposes of this Act are—*

16               (1) *to increase the level of protection of the open*  
17               *spaces within the area of national concern along the*  
18               *Chattahoochee River and to enhance visitor enjoyment*  
19               *of the open spaces by adding land-based linear cor-*  
20               *ridors to link existing units of the recreation area;*

21               (2) *to ensure that the Chattahoochee River Na-*  
22               *tional Recreation Area is managed to standardize ac-*  
23               *quisition, planning, design, construction, and oper-*  
24               *ation of the linear corridors; and*

1           (3) to authorize the appropriation of Federal  
 2       funds to cover a portion of the costs of the Federal,  
 3       State, local, and private cooperative effort to add ad-  
 4       ditional areas to the recreation area so as to establish  
 5       a series of linear corridors linking existing units of  
 6       the recreation area and to protect other open spaces  
 7       of the Chattahoochee River corridor.

8       **SEC. 2. AMENDMENTS TO CHATTAHOOCHEE RIVER NA-**  
 9                               **TIONAL RECREATION AREA ACT.**

10       (a) *BOUNDARIES*.—Section 101 of the Act entitled “An  
 11       Act to authorize the establishment of the Chattahoochee  
 12       River National Recreation Area in the State of Georgia,  
 13       and for other purposes”, approved August 15, 1978 (16  
 14       U.S.C. 460ii), is amended—

15           (1) in the third sentence, by inserting after  
 16       “numbered CHAT–20,003, and dated September  
 17       1984,” the following: “and on the maps entitled  
 18       ‘Chattahoochee River National Recreation Area In-  
 19       terim Boundary Map #1’, ‘Chattahoochee River Na-  
 20       tional Recreation Area Interim Boundary Map #2’,  
 21       and ‘Chattahoochee River National Recreation Area  
 22       Interim Boundary Map #3’, and dated August 6,  
 23       1998,”;

24           (2) by striking the fourth sentence and inserting  
 25       the following: “No sooner than 180 days after the date

1       of enactment of this sentence, the Secretary of the In-  
2       terior (hereinafter referred to as the ‘Secretary’) may  
3       modify the boundaries of the recreation area to in-  
4       clude other land within the Chattahoochee River cor-  
5       ridor by submitting a revised map or other boundary  
6       description to the Committee on Energy and Natural  
7       Resources of the United States Senate and the Com-  
8       mittee on Resources of the United States House of  
9       Representatives. The revised map or other boundary  
10      description shall be prepared by the Secretary after  
11      consultation with affected landowners, the State of  
12      Georgia, and affected political subdivisions of the  
13      State. The revised boundaries shall take effect 180  
14      days after the date of submission unless, within the  
15      180-day period, Congress enacts a joint resolution  
16      disapproving the revised boundaries.”; and

17               (3) in the next-to-last sentence, by striking “may  
18      not exceed approximately 6,800 acres.” and inserting  
19      “may not exceed 10,000 acres.”.

20      (b) ACQUISITION OF PROPERTY.—Section 102 of the  
21      Act entitled “An Act to authorize the establishment of the  
22      Chattahoochee River National Recreation Area in the State  
23      of Georgia, and for other purposes”, approved August 15,  
24      1978 (16 U.S.C. 460ii–1), is amended—

1           (1) in subsection (a), by inserting “from willing  
2           sellers” after “purchase”; and

3           (2) by striking subsection (f).

4           (c) *COOPERATIVE AGREEMENTS*.—Section 103 of the  
5 Act entitled “An Act to authorize the establishment of the  
6 Chattahoochee River National Recreation Area in the State  
7 of Georgia, and for other purposes”, approved August 15,  
8 1978 (16 U.S.C. 460ii–2), is amended by striking sub-  
9 section (b) and inserting the following:

10          “(b) *COOPERATIVE AGREEMENTS*.—The Secretary  
11 may enter into cooperative agreements with the State of  
12 Georgia, political subdivisions of the State, and other enti-  
13 ties to ensure standardized acquisition, planning, design,  
14 construction, and operation of the recreation area.”.

15          (d) *FUNDING*.—Section 105 of the Act entitled “An Act  
16 to authorize the establishment of the Chattahoochee River  
17 National Recreation Area in the State of Georgia, and for  
18 other purposes”, approved August 15, 1978 (16 U.S.C.  
19 460ii–4), is amended—

20               (1) by striking “SEC. 105. (a)” and inserting the  
21 following:

22       **“SEC. 105. FUNDING SOURCES AND GENERAL MANAGEMENT**  
23               **PLAN.**

24          “(a) *FUNDING*.—

1           “(1) *LIMITATION ON USE OF APPROPRIATED*  
2           *FUNDS.—*”;

3           (2) *in subsection (a)—*

4                   (A) *by striking “\$79,400,000” and inserting*  
5                   *“\$115,000,000”;*

6                   (B) *by striking “this Act” and inserting*  
7                   *“this title”; and*

8                   (C) *by adding at the end the following:*

9           “(2) *DONATIONS.—The Secretary may accept a*  
10           *donation of funds or land or an interest in land to*  
11           *carry out this title.*

12           “(3) *RELATION TO OTHER FUNDING SOURCES.—*  
13           *Funds made available under paragraph (1) are in*  
14           *addition to funding and the donation of land and in-*  
15           *terests in land by the State of Georgia, local govern-*  
16           *ment authorities, private foundations, corporate enti-*  
17           *ties, and individuals for purposes of this title.”; and*

18           (3) *in subsection (c)—*

19                   (A) *by redesignating paragraphs (1)*  
20                   *through (3) as subparagraphs (A) through (C),*  
21                   *respectively, and indenting appropriately;*

22                   (B) *by striking “(c) Within” and inserting*  
23                   *the following:*

24           “(c) *GENERAL MANAGEMENT PLAN.—*

25                   “(1) *INITIAL PLAN.—Within*”;

1           (C) in paragraph (1) (as designated by sub-  
 2           paragraph (B)), by striking “transmit to” and  
 3           all that follows through “Representatives” and  
 4           inserting “transmit to the Committee on Re-  
 5           sources of the House of Representatives”; and

6           (D) by adding at the end the following:

7           “(2) *REVISED PLAN.*—

8           “(A) *IN GENERAL.*—Within 3 years after  
 9           the date funds are made available, the Secretary  
 10          shall submit to the committees specified in para-  
 11          graph (1) a revised general management plan to  
 12          provide for the protection, enhancement, enjoy-  
 13          ment, development, and use of the recreation  
 14          area.

15          “(B) *PUBLIC PARTICIPATION.*—In pre-  
 16          paring the revised plan, the Secretary shall en-  
 17          courage the participation of the State of Georgia  
 18          and affected political subdivisions of the State,  
 19          private landowners, interested citizens, public of-  
 20          ficials, groups, agencies, educational institutions,  
 21          and other entities.”.

22          (e) *TECHNICAL CORRECTIONS.*—Title I of the Act enti-  
 23          tled “An Act to authorize the establishment of the Chat-  
 24          tahoochee River National Recreation Area in the State of



1 *Georgia, and for other purposes”, approved August 15, 1978*  
2 *(16 U.S.C. 460ii et seq.), is amended—*

3 *(1) in sections 102(d) and 103(a), by striking*  
4 *“of this Act” and inserting “of this title”;*

5 *(2) in section 104(b)—*

6 *(A) by striking “of this Act” and inserting*  
7 *“of this title”;*

8 *(B) by striking “under this Act” and insert-*  
9 *ing “under this title”;*

10 *(C) by striking “by this Act” and inserting*  
11 *“by this title”; and*

12 *(D) by striking “in this Act” and inserting*  
13 *“in this title”;*

14 *(3) in section 104(d)(2), by striking “under this*  
15 *Act” and inserting “under this title”;*

16 *(4) in section 105(c)(1)(A), as redesignated by*  
17 *subsection (d)(3), by striking “of this Act” and insert-*  
18 *ing “of this title”;*

19 *(5) in section 106(a), by striking “in this Act”*  
20 *and inserting “in this title”; and*

21 *(6) in section 106(d), by striking “under this*  
22 *Act” and inserting “under this title”.*

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